

## PATENT APPLICATION

## IN THE UNITED STATES FATENT AND TRADEMARK OFFICE

In re application of Eugen HEES et al.

Appln. No.: 10/584,016

Confirmation No.: 4761

Filed: 06/22/2006

For: CYLINDER CRANKCASE COMPRISING A CYLINDER LINER

Attorney Docket No.: 3926.278

Customer No.: **30448** 

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited either by facsimile to 571-273-8300 or with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 22, 2006.

Washing Olo

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97 and §1.98

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the following documents for the above-identified application. Copies of the non-US documents set forth below and listed on the attached Form PTO/SB/08A, copy of the International Search Report (ISR) and German Examination Reports dated September 9, 2004 and November 29, 2005 are provided herewith.

- 1. English abstract of JP 10 220278 A
- 2. DE 197 55 557 C1 (English abstract is provided)
- 3. US 5,445,210
- 4. US 4,794,884

{WP337267;1}

Application No: 10/584,016
Information Disclosure Statement

- 5. English abstract of JP 01 157755 A
- 6. English abstract of JP 2001-003807 A
- 7. English abstract of JP 2000-064902 A
- 8. DE 101 53 305 A1 (has English-language equivalent application of US 2003/0079852 A1 listed as Document 11)
- 9. DE 101 53 721 B4 (has English-language equivalent application of US 2003/0085018 A1 listed as Document 12)
- 10. DE 198 53 803 C1 (has English-language equivalent application of US 6,363,995 B1 listed as Document 13)
- 11. US 2003/0079852 A1
- 12. US 2003/0085018 A1
- 13. US 6,363,995 B1

Documents 1-5 are cited in the ISR. Documents 6-7 are cited in the German Examination Report dated September 9, 2004. Documents 1-2 are also cited in the German Examination Report dated November 29, 2005. Documents 8-10 are mentioned in the background of the specification of the instant application. Document 11 is an English-language equivalent application of Document 8. Document 12 is an English-language equivalent application of Document 9. Document 13 is an English-language equivalent application of Document 10.

The present Information Disclosure Statement is being filed within three months of the filing date of the instant application or before the mailing date of the first Office Action on the merits, therefore no Certification Under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not

Attorney Docket No: 3926.278

Application No: 10/584,016
Information Disclosure Statement

waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with MPEP §609.

Date: September 22, 2006

Van a Kovy Ch

Respectfully submitted,

Yonghong Chen (Registration No. 56,150) Akerman Senterfitt (Customer No. 30448)

222 Lakeview Avenue, Suite 400 West Palm Beach, FL 33401

Phone: 561-653-5000

SEP 26 2006

PTO/SB/08A (07-05) Approved for use through 07/31/2006, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to rescand to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

TO TRADEMARY

Complete if Known **Application Number** 10/584,016 06/22/2006 Filing Date **Eugen HEES** First Named Inventor Art Unit **Examiner Name** 

STATEMENT BY APPLICANT

(Use as many sheets as necessary)

INFORMATION DISCLOSURE

of 2 3926.278 **Attorney Docket Number** Sheet

			U. S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	<del> </del>	Number-Kind Code <sup>2 (d known)</sup>			- Igues (ppear
		<sup>US-</sup> 5,445,210	08-29-1995	Brassell	
		<sup>US-</sup> 4,794,884	01-03-1989	Hilker et al.	
		US-			
	-	US-			
		US-			
·		US-			
		US-			
·		US-			
		US-			

		FORE	IGN PATENT DOCL	JMENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Τ <sup>6</sup>
		JP 10 220278 A	08-18-1998	TOYOTA MOTOR CORP		
		DE 197 55 557 C1	02-04-1999	VAW alucast GmbH		
		JP 01 157755 A	06-21-1989	MAZDA MOTOR CORP		
		JP 2001-003807 A	01-09-2001	HONDA MOTOR CO LTD		
		JP 2000-064902 A	03-03-2000	TOYOTA MOTOR CORP		
		DE 101 53 305 A1	05-28-2003	DaimlerChrysler AG		

Examiner		Date	
Signature		Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

SEP 2 6 2006
of 1995 respersons are required to

PTO/SB/08A (07-05)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995 respersors as required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

Sheet 2

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

Complete it Known				
Application Number	10/584,016	*		
Filing Date	06/22/2006			
First Named Inventor	Eugen HEES			
Art Unit				
Examiner Name				
Attorney Docket Number	3926.278			

•			U. S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (∄ knowπ)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	<u> </u>	US- 2003/0085018 A1	05-08-2003	Engels et al.	
		<sup>US-</sup> 6,363,995 B1	04-02-2002	Baranzke	
		US-			
		US-			
		US-			
•		US-			
••		US-			
		US-			
	<del> </del>	US-			
·	<u> </u>	US-			
		US-	-		
		US-			
		US-			
	<del> </del>	US-			
	<u> </u>	US-			
		US-	-		
		US-			
	<del> </del>	US-		<del></del>	
<u> </u>	1	US-		<del></del>	

Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T
		DE 101 53 721 B4	05-22-2003	DaimlerChrysler AG		
		DE 198 53 803 C1	03-30-2000	VAW alucast GmbH		
				<u> </u>		<b>_</b>
	<u> </u>			<del></del>		-
<del>.</del>						

Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.